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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,	)	CR No. 07-0764 SI
	)	
Plaintiff,	)	<b>DECLARATION OF TAREK J. HELOU IN</b>
	)	<b>SUPPORT OF UNITED STATES'</b>
v.	)	<b>OPPOSITION TO DEFENDANT'S</b>
	)	<b>MOTION TO DISMISS THE</b>
JUAN HERRERA-SANTOS,	)	<b>INDICTMENT</b>
	)	
Defendant.	)	Date: April 18, 2008
	)	Time: 10:00 a.m.
_____	)	Judge: The Honorable Susan Illston

1 I, Tarek J. Helou, declare as follows:

2 1. I am an Assistant United States Attorney in the Northern District of California. I  
3 am counsel of record for the United States in the above-captioned case, *United States v. Juan*  
4 *Herrera-Santos*.

5 2. Attached as Exhibit A is a true and correct copy of the defendant's record of  
6 Sentencing and Commitment from San Francisco County Superior Court, showing that on April  
7 13, 2000, he was convicted of violating California Health and Safety Code Section 11351.5. The  
8 United States provides this exhibit only for illustrative purposes for the courtesy of the Court. It  
9 was produced to defense counsel on November 29, 2007.

10 3. Attached as Exhibit B is a true and correct copy of the Indictment in this case.

11 4. Attached as Exhibit C is a true and correct copy of the Minute Order from the  
12 Court's December 10, 2007 Arraignment of the defendant.

13 5. Attached as Exhibit D is a true and correct copy of the Court's December 17,  
14 2007 Order Re: Arraignment, Order Vacating Dec. 19, 2007 Hearing.

15 6. Attached as Exhibit E is a true and correct copy of the United States Court of  
16 Appeals for the Ninth Circuit's March 10, 2008 decision in *United States v.*  
17 *Hernandez-Amescua*, Case No. 06-50238.

18 7. Attached as Exhibit F is a true and correct copy of the United States Court of  
19 Appeals for the Ninth Circuit's January 22, 2008 decision in *United States v. Barajas-Romo*,  
20 Case No. 06-50398.

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